

AMENDED IN SENATE MARCH 26, 2007

**SENATE BILL**

**No. 354**

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**Introduced by Senator Margett**

February 20, 2007

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An act to ~~add Section 7018 to~~ *amend Section 7114* of the Business and Professions Code, relating to contractors.

LEGISLATIVE COUNSEL'S DIGEST

SB 354, as amended, Margett. ~~Contractors' State License Board: Web site: registered sex offenders.~~*Contractors: aiding unlicensed persons.*

Existing law, the Contractors' State License Law, authorizes the Contractors' State License Board to conduct all functions and duties relating to the licensing, regulation, and discipline of licensees *and requires the board to appoint a registrar of contractors to perform specified duties.* Existing law ~~requires the board to post specified information on its Internet Web site.~~ Pursuant to existing law, ~~information about registered sex offenders is made available to the public by the Department of Justice via an Internet Web site~~ *authorizes the registrar of contractors to issue a citation, instead of initiating disciplinary proceedings, to a licensee when the registrar has probable cause to believe that the licensee has committed acts in violation of the Contractors' State License Law. Existing law authorizes the citation to include an order for payment by a licensee of a specified sum to an injured party. Existing law provides that it is grounds for disciplinary action for a licensed contractor to aid an unlicensed person in evading the Contractors' State License Law or to allow an unlicensed person to use his or her license.*

~~This bill would require the board to maintain on its Internet Web site a link to the Department of Justice registered sex offender Internet Web site authorize the registrar of contractors to order a licensee to pay a specified sum to an injured party if the registrar finds that a licensee has aided an unlicensed person in evading the Contractors' State License Law or allowed an unlicensed person to use his or her license.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. *Section 7114 of the Business and Professions*  
2     *Code is amended to read:*  
3     7114. (a) Aiding or abetting an unlicensed person to evade  
4     the provisions of this chapter or combining or conspiring with an  
5     unlicensed person, or allowing one's license to be used by an  
6     unlicensed person, or acting as agent or partner or associate, or  
7     otherwise, of an unlicensed person with the intent to evade the  
8     provisions of this chapter constitutes a cause for disciplinary action.  
9     (b) *A licensee who is found by the registrar to have violated*  
10    *subdivision (a) shall, in accordance with the provisions of this*  
11    *article, be subject to the registrar's authority pursuant to Section*  
12    *7099 to order payment of a specified sum to an injured party,*  
13    *including, but not limited to, payment for any injury resulting from*  
14    *the acts of the unlicensed person.*  
15    ~~SECTION 1. Section 7018 is added to the Business and~~  
16    ~~Professions Code, to read:~~  
17    ~~7018. The board shall maintain on its Internet Web site a link~~  
18    ~~to the Internet Web site that is maintained pursuant to Section~~  
19    ~~290.46 of the Penal Code.~~